STATUTORY RULES OF NORTHERN IRELAND

2002 No. 121

FAMILY LAW
CHILD SUPPORT

The Child Support (Great Britain Reciprocal Arrangements) (Amendment) Regulations (Northern Ireland) 2002

Made - - - -	*25th March 2002*
Coming into operation	*16th April 2002*

The Department for Social Development, being the Northern Ireland Department having responsibility for social security, in exercise of the powers conferred upon it by section 87(5) and (10) of the Northern Ireland Act 1998(**1**) and of all other powers enabling it in that behalf, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Child Support (Great Britain Reciprocal Arrangements) (Amendment) Regulations (Northern Ireland) 2002 and shall come into operation on 16th April 2002.

(2) The Interpretation Act (Northern Ireland) 1954 shall apply to these Regulations as it applies to an Act of the Assembly.

Amendment of the Child Support (Great Britain Reciprocal Arrangements) Regulations

2.—(1) The Child Support (Great Britain Reciprocal Arrangements) Regulations (Northern Ireland) 1993(**2**) shall be amended in accordance with paragraphs (2) to (5).

(2) In regulation 2 (adaptation)—

(a) in paragraph (1), for "Exchange of Letters set out in Schedule 1A" there shall be substituted "Exchange of Letters set out in Schedules 1A and 1B";

(b) in paragraph (2)—

(i) after "column 2 of Schedule 2" there shall be inserted "or column 2 of Schedule 3";

(ii) for the words from "of the Child Support (Northern Ireland) Order 1991" to " column 1 of Schedule 2" where it first appears there shall be substituted "of the

(**1**) 1998 c. 47
(**2**) S.R. 1993 No. 117; relevant amending regulations are S.R. 1995 No. 475

Northern Ireland legislation specified in the corresponding paragraph of column 1 of Schedule 2 and column 1 of Schedule 3";

(iii) sub-paragraph (*c*) shall be omitted.

(3) After Schedule 1A (exchange of letters) there shall be inserted, as Schedule 1B, the Schedule set out in Schedule 1 to these Regulations.

(4) In Schedule 2 (adaptation)—

(a) after the entry relating to Article 12 there shall be inserted the following entry—

"Article 16A	Section 14A	Information offences";

(b) the entry relating to Article 28 shall be omitted.

(5) After Schedule 2 there shall be inserted, as Schedule 3, the Schedule set out in Schedule 2 to these Regulations.

Sealed with the Official Seal of the Department for Social Development on 25th March 2002.

John O'Neill
Senior Officer of the
Department for Social Development

SCHEDULE 1 Regulation 2(3)

SCHEDULE TO BE INSERTED INTO THE CHILD SUPPORT (GREAT BRITAIN RECIPROCAL ARRANGEMENTS) REGULATIONS (NORTHERN IRELAND) 1993 AS SCHEDULE 1B TO THOSE REGULATIONS

"SCHEDULE 1B Regulation 2(1)

Exchange of letters amending the Memorandum of Arrangements relating to the provision made for Child Support maintenance in the United Kingdom

No. 1

The Parliamentary Under-Secretary of State for Work and Pensions, with the consent of the Treasury, to the Minister for Social Development

11th March 2002

Sir,

I have the honour to refer to the Memorandum of Arrangements relating to the provision made for Child Support Maintenance between the Secretary of State for Social Security of the one part and the Department of Health and Social Services for Northern Ireland of the other part which came into effect on 5th April 1993, as amended in accordance with the Exchange of Letters from the Secretary of State for Social Security to the Department of Health and Social Services for Northern Ireland of 7th November 1995 and from the Department of Health and Social Services for Northern Ireland to the Secretary of State for Social Security of 8th November 1995 (which Memorandum in its amended form is referred to in this letter as "the Principal Memorandum"). I refer also to recent discussion between the Department for Work and Pensions and the Department for Social Development concerning the need to amend the Principal Memorandum so as to make further provision in relation to child support matters.

I now have the honour, with the consent of the Treasury, to propose the following amendments to the Principal Memorandum:

In Article 1—

(a) after the definition of "the Act" there shall be inserted the following definition—

""the 2000 Act" means the Child Support, Pensions and Social Security Act 2000(**3**);";

(b) after the definition of "application" there shall be inserted the following definition—

""the Department" means the Department for Social Development;"; and

(c) for the definition of "determining authority" there shall be substituted the following definition—

""determining authority" means, in relation to Great Britain, the Secretary of State, an appeal tribunal or a Commissioner, and, in relation to Northern Ireland, the Department, an appeal tribunal or a Commissioner;".

After Article 1 there shall be inserted—

"1A.—(1) In these arrangements—

(**3**) 2000 c. 19